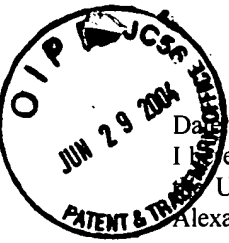


IFW



Date June 28, 2004

I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "First Class Mail" service.

Donald S. Prater  
Name (Print)

  
Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: ROSENGART	)	Examiner: Unassigned
	)	
Application No.: 10/706,506	)	Group Art Unit: 3731
	)	
Filed: November 12, 2003	)	Confirmation No.: 7219
	)	
Docket No.: 3183-002-01	)	Customer No.: 33432

For: APPARATUS AND METHOD FOR CUTTING A HEART VALVE

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**PURSUANT TO 37 CFR 1.97(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 28, 2004

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO-1449. Since this application has a filing date after June 30, 2003, no copies of U.S. Patents/Patent Application Publications are provided; however, one copy of each non-U.S. patent or non-patent document referenced on the attached Form PTO-1449 is attached.

This Information Disclosure Statement is being submitted after expiration of the three-month period following filing of the above-captioned application but before any Final Office Action or Notice of Allowance.

The undersigned hereby certifies that each item of information contained in this statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

In lieu of English translations of the non-English documents, the International Search Report which cited the non-English documents is enclosed for the relevance of these documents.

Information Disclosure Statement  
U.S. Patent Application No. 10/706,506


The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. *See* 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

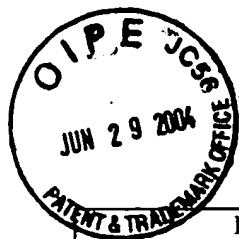
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925.

Respectfully submitted,

  
Luke A. Kilyk  
Reg. No. 33,251

Atty. Docket No.: 3183-002-01  
KILYK & BOWERSOX, P.L.L.C.  
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Enclosures: PTO-1449, w/2 Documents



FORM PTO-1449 (REV 7-80)

Atty. Docket No. 3183-002-01

Application No. 10/706,506

**INFORMATION DISCLOSURE STATEMENT**

APPLICANT: Rosengart

Filing Date: November 12, 2003

Group Art Unit: 3731

**U.S. PATENT DOCUMENTS**

EXAMINER'S INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE, IF APPROPRIATE
		5,443,446	8/22/95	Shturman	604	49	
		6,033,419	3/7/00	Hamblin, Jr., et al.	606	184	

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
							YES	NO
		2,800,984	5/18/01	France				X

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	International Search Report for PCT/US03/35988 dated June 17, 2004.

EXAMINER	DATE CONSIDERED
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.